

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Criminal Application No.8058 of 2005

Shri Mitesh Shah	Applicant
Vs.	
Bipin S. Lakhani & anr.	Respondents

Mr.Vinit Jain i/b. Mr.Girish Kulkarni for applicant.
Mr.P.A.Pol, APP for State.

CORAM: B.H.MARLAPALLE, J.

September 27, 2007.

P.C.

. Heard the learned counsel for the applicant
who is praying for special leave to appeal under
Section 378(4) of Cr.P.C. against the order of
acquittal passed by the lower Appellate Court in
Criminal Appeal No.278 of 2005. Perused the said
order of acquittal dated 17/10/2005 and I am
satisfied that the reasoning set out therein requires
reconsideration by this Court.

. Hence special leave to appeal is hereby
granted and the application is allowed in terms of
prayer clause (a).

. Appeal is admitted.

. Call for R. & P. in CC No.27/S/2002 decided

by the learned Metropolitan Magistrate, 30th Court at
Kurla, Mumbai.

. Action under Section 390 of Cr.P.C. be taken
by the trial Court.

(B.H.MARL